

16 FEB 2010



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MEADWESTVACO CORPORATION  
ATTN: IP LEGAL DEPARTMENT  
1021 Main Campus Drive  
Raleigh NC 27606

In re Application of :  
THIBAULT, Richard, et al. :  
Application No.: 10/596,290 : DECISION  
PCT No.: PCT/US2004/040970 :  
Int. Filing Date: 08 December 2004 : ON PETITION UNDER  
Priority Date: 08 December 2003 :  
Docket No.: CPG 03-26 KF : 37 CFR 1.47(a)  
For: A PACKAGE WITH PILFER PROOF :  
ASSEMBLY :  
:

This is a decision on applicants' Petition Under 37 CFR 1.47(a), filed in the United States Patent and Trademark Office (USPTO) on 09 November 2007.

**BACKGROUND**

On 05 October 2007, the Office mailed Decision On Petition Under 37 CFR 1.47(a), dismissing applicant's petition without prejudice.

On 09 November 2007, applicants filed a renewed petition under 37 CFR 1.47(a). It was placed in the international application.

On 17 December 2009, applicants filed a second copy of the 09 November 2007 petition and a letter indicating that it was earlier filed but had not been scanned into the file.

**DISCUSSION**

The 09 November 2007 renewed petition was located in the international application. It has been relocated to the above captioned application.

A petition under 37 CFR 1.47 must be accompanied by: (1) the fee under 37 CFR 1.17(h), (2) proof of pertinent facts, namely that the inventor refuses to sign after being presented with the application papers or cannot be reached after diligent effort, (3) a statement of the last known address of the inventor, and (4) an oath or declaration by the 37 CFR 1.47(a) applicant on behalf of himself or herself and the nonsigning applicant.

Items (1), (3) and (4) have been met. (1) The petition fee of \$200 has been paid. (3) The petition lists the last known addresses of non-signing inventor Richard Thibault as 52 Sonia Lane, Broomall, PA 19008.

Item (2) has been satisfied. Applicant sent a complete copy of the application papers to the non-signing inventor, the package was delivered and after sufficient time passed, a signed declaration has not been returned.

**CONCLUSION**

For the above reasons, applicants' petition under 37 CFR 1.47(a) is **GRANTED**.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the nonsigning inventor at his last known address of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application, including accordation of a 35 U.S.C. §371(c)(1), (c)(2) and (c)(4) date of **26 July 2007**.

/Erin P. Thomson/

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Richard Thibault  
52 Sonia Lane  
Broomall, PA 19008

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For: A PACKAGE WITH PILFER PROOF ASSEMBLY

Dear Mr. Thibault:

You are named as an inventor in the above-captioned United States national stage application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. The counsel for the applicant is listed below. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

/Erin P. Thomson/

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